

UNITED STATES COURT OF APPEALS January 23, 2009

FOR THE TENTH CIRCUIT Elisabeth A. Shumaker
Clerk of Court

OKLAHOMA PORK COUNCIL,

Petitioner,

v.

No. 08-9584

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY,

Respondent.

NATURAL RESOURCES DEFENSE
COUNCIL; SIERRA CLUB;
WATERKEEPER ALLIANCE,

Intervenors.

ORDER

This matter is before the court following receipt of a consolidation order from the United States Judicial Panel on Multidistrict Litigation. Specifically, the Panel's January 16 order directs consolidation of this matter with six other petitions for review. The 5th Circuit Court of Appeals has been designated as the circuit in which the matters will be heard. Consequently, this petition for review is transferred to the 5th Circuit for additional proceedings. *See* 28 U.S.C. § 2112(a)(5). The clerk is directed to forward a copy of the

docket, as well as copies of all relevant pleadings, to that circuit. The court's order dated January 20, 2009 directing a response to the agency's motion to abate is vacated.

Entered for the Court,

A handwritten signature in cursive script, reading "Elisabeth A. Shumaker", followed by a long horizontal flourish.

ELISABETH A. SHUMAKER
Clerk of Court